

Original Title Page

N.T.A. No.

**EARTH BUSES, LLC
d.b.a.
EARTH BUSES
CPCN No. 2128**

**CHARTER TARIFF
NAMING
RULES AND REGULATIONS
AND
RATES AND CHARGES**

DESCRIPTION OF AUTHORITY:

**TRANSPORTATION OF PASSENGERS IN CHARTER SERVICE BY BUS, ON-CALL, OVER IRREGULAR
ROUTES BETWEEN POINTS AND PLACES WITHIN CLARK AND NYE COUNTIES, NEVADA**

Issued: March ____, 2012

Issued by:

Effective:

Effective:

Luis Castro,
Managing Member
2901 S. Highland Dr., Unit 6G
Las Vegas, Nevada 89109

ACCEPTED

FEB 06 2013

Nevada Transportation Authority
Las Vegas, Nevada

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CHARTER BUSES SERVICE TARIFF

CHECKING SHEET FOR TARIFF

Upon receipt of new or revised pages a check mark must be placed opposite the "Correction Number" (shown below) corresponding to number shown in lower left-hand corner of the new or changed page. If correction numbers are properly checked as received, check marks will appear in consecutive order without omissions. However, if check marks indicate that a new or revised page has not yet been received, request should at once be made to the issuing carrier for a copy of the new or revised page.

CORRECTIONS/ CHANGES

Page 3, #1
Page 4, Chart

EXPLANATION OF ABBREVIATIONS AND OTHER REFERENCE MARKS

dba.....Doing business as
NV.....Nevada
No.....Number
Nos.....Numbers
N.T.A.....Nevada Transportation
 Authority

N.....New
C.....Change, neither increase
 nor reduction
I.....Increase
R.....Reduction

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N.T.A. No.

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CHARTER BUSES SERVICE TARIFF

APPLICATION OF CARRIER'S OPERATIVE RIGHTS

CPCN 2128

Operate as a passenger carrier to provide intrastate charter bus service between points and places in the State of Nevada

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CHARGES & ON-CALL SERVICES-RATES & CHARGES

N 1. CHARTER & ON-CALL SERVICES-RATES & CHARGES: a. The charges shown below are for Charter, and/or On-Call, and/or Kelly Services, and cover continuous transportation, as well as, the time the vehicle is rented and reserved for passenger use, preventing use for other clients' transportation. The standard booking time for any vehicle is one (1) hour. However, for particular events and in certain circumstances (such as proms, parties, Holidays, special occasions, and other events), the standard booking time for any vehicle may be increased to two, three, four, five, six, or more hours per booking. Bookings may be charged in half hour increments, after the first full hour of service. b. The maximum hourly charge for any vehicle is up to \$500.00 per hour, plus driver gratuity, plus fuel charges. c. All rates are EXCLUSIVE of accompanying staff, unless special arrangements for accompanying staff are made, (i.e., VIP Host, tour guide, greeters, models, interpreter, security or bodyguard, etc.) **NOTE:** Due to price fluctuations and adjustments in the hotel industry, resort industry, ticket agency industry, travel agency industry, and the airline industry, all of which have pricing that may vary, or change without notice, due to market conditions, like-wise all vehicles under the operation of Earth Buses function under a flexible pricing structure on discretionary standards that are based on negotiations, seasons, tourism volume, current activities, and/or other market conditions.

d. **Applicable for all vehicles--RATES MAY VARY** and may be reflective of vehicle availability (supply and demand). The hourly charges for particular events and in certain circumstances, as previously explained (such as proms, parties, Holidays, special occasions, and other events), may be increased to an amount of up to \$500.00 per hour (or less), plus driver gratuity, fuel charges, mileage or distance from the Las Vegas "Strip" area, for any vehicle. For example, (for conventions, shows, concerts, or other events), the rate may be increased by an amount not predetermined, which will not exceed the maximum of \$500.00 per hour, plus driver gratuity, fuel charge, and amenities package (if applicable). There are no prices based on a "per person" basis. All prices are based on a "total vehicle" package price. The charges for any Earth Buses vehicle, for any Charter, are priced according to the following price ranges, as determined by Earth Buses and/or its driver (chauffeur). The following Price and Time categories pertain to situations involving price negotiations and standard operations for any day of any week, and any time of day. Any toll charges, parking or other trip fees, and/or park entrance fees, are the responsibilities of the customer or client. As previously stated: The following price table represents all the rates for any and all Charters and/or "On-Call" Service, and/or "Kelly Rates"

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PRICING SCHEDULE

(For Charter Rates and/or On-Call Rates)

N

\$5.00	or	\$10.00	or	\$15.00	or	\$20.00	or	\$25.00	or	\$30.00	or	\$35.00	or	\$40.00	or	\$45.00	or	\$50.00
\$55.00	or	\$60.00	or	\$65.00	or	\$70.00	or	\$75.00	or	\$80.00	or	\$85.00	or	\$90.00	or	\$95.00	or	\$100.00
\$105.00	or	\$110.00	or	\$115.00	or	\$120.00	or	\$125.00	or	\$130.00	or	\$135.00	or	\$140.00	or	\$145.00	or	\$150.00
\$155.00	or	\$160.00	or	\$165.00	or	\$170.00	or	\$175.00	or	\$180.00	or	\$185.00	or	\$190.00	or	\$195.00	or	\$200.00
\$205.00	or	\$210.00	or	\$215.00	or	\$220.00	or	\$225.00	or	\$230.00	or	\$235.00	or	\$240.00	or	\$245.00	or	\$250.00
\$255.00	or	\$260.00	or	\$265.00	or	\$270.00	or	\$275.00	or	\$280.00	or	\$285.00	or	\$290.00	or	\$295.00	or	\$300.00
\$305.00	or	\$310.00	or	\$315.00	or	\$320.00	or	\$325.00	or	\$330.00	or	\$335.00	or	\$340.00	or	\$345.00	or	\$350.00
\$355.00	or	\$360.00	or	\$365.00	or	\$370.00	or	\$375.00	or	\$380.00	or	\$385.00	or	\$390.00	or	\$395.00	or	\$400.00
\$405.00	or	\$410.00	or	\$415.00	or	\$420.00	or	\$425.00	or	\$430.00	or	\$435.00	or	\$440.00	or	\$445.00	or	\$450.00
\$455.00	or	\$460.00	or	\$465.00	or	\$470.00	or	\$475.00	or	\$480.00	or	\$485.00	or	\$490.00	or	\$495.00	or	\$500.00

Note: Fuel cost price adjustment (Surcharge) will apply (See enclosed as accepted by the Nevada Transportation Authority)-Refer to Page 7 of this Tariff for detail

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CHARTER BUSES SERVICE TARIFF

RULES AND REGULATIONS

1. BAGGAGE: (a) Carrier will not be liable for loss or damage for contents thereof unless occasioned by lack of responsible care on its part and only in accordance with Rule 5 herein, (b) Articles with sharp edges, oversized baggage, or that which might otherwise damage the vehicles will not be carried unless securely and safely packaged. (c) Explosives, inflammables, or harmful liquids will not be transported. (d) Excess baggage other than hand baggage may be carried in an additional vehicle to be supplied by the Carrier at the rates and charges listed on Page 6, herein.

2. CANCELLATION: **C** Earth Buses requires a 7-day cancellation policy for all Federal Holidays & Special Events (defined on Page 8). For Federal Holidays & Special Events, the carrier will charge a 50%, non-refundable deposit on all transportation reservations. The cancellation fee shall be the entire deposit, unless request is cancelled more than 7 days from departure destination. All other cancellations require a notice of cancellation not less than twenty-four (24) hours prior to the departure time originally agreed upon. If notice of cancellation is not timely given (24 hours or more), a charge equal to the minimum charge for the service originally requested will be charged by the carrier.

3. CARRIER'S LIABILITY, LIMITATIONS, AND CLAIM PROCEDURE: NAC 706.333 Claims for lost or damaged freight or baggage. (NRS 706.171)

1. A claim by a shipper or consignor against a common or contract motor carrier for lost or damaged freight or baggage must be submitted to the carrier within 7 days after the loss or damage is discovered.

2. Within 14 days after receipt of the claim, the carrier shall:

(a) Compensate the shipper or consignor; or

(b) Deliver to the shipper or consignor a written denial of the claim.

3. A denial of a claim may be appealed by the shipper or consignor to the Authority.

(Added to NAC by Pub. Service Comm'n, eff. 9-1-87; A by Transportation Serv. Auth. by R071-98,10-28-98)

N 4. CREDIT CARD PROCESSING FEE: Customers will be charged a 2.5% credit card processing fee for all transfers paid with a credit card. (The increasing costs associated with accepting credit cards are causing a loss of revenue due to the additional fees, increased costs, and labor. We are offsetting that cost by charging a portion of the fees to the customer.)

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RULES AND REGULATIONS

4. DAMAGE TO VEHICLES: Each vehicle dispatched for a charter will be in good condition upon arrival. Any damage to the vehicle which is caused by the charter customer(s) will be charged by the Carrier to the customer(s) per item:

Damage, Vomit, & Special Cleaning	\$500
Cigarette Burns inside Limousine	\$500
Broken or missing glassware (champagne or Rocks glass)	\$5
Broken Window Shade	\$175
Flat Screen T.V.	\$500
Large Plasma Screen	\$2,500
Limousine Window	\$500
Stereo Equipment	\$2,500

C 5. TYPES OF VEHICLES: (NAC 706.080) (Not including the driver)

- A) 15-20 Passenger Van or Shuttle Bus
- B) 20-30 Passenger Shuttle Bus
- C) 30-49 Passenger Shuttle Bus
- D) 40-57 Passenger Motor Coach
- E) 24-30 Passenger Ford F650
- F) 15-20 Passenger Party Bus
- G) 20-30 Passenger Party Bus
- H) 30-49 Passenger Party Bus

6. REFUSAL TO CARRY PERSONS OR PASSENGERS: The driver of the transit vehicle shall have the right to refuse to carry any person or require any passenger to leave the vehicle if the person or passenger is intoxicated, unruly, is believed to be under the influence of narcotics, is believed to present a danger to the health or safety of the driver, or if verbal threats of any kind are made toward any staff member

If a passenger vomits or spills liquids inside the car or defaces the vehicle, Customer is required to pay a \$500.00 cleanup fee

7. ANIMALS: Animals, other than "Seeing Eye Dogs" and other dogs assisting handicapped customers, will not be carried unless properly confined.

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8. LIABILITY: The carrier will not be liable for delays caused by an Act of God, public enemies, terrorism, authority of law, quarantine, perils of navigation, riots, strikes, traffic delays, and hazards or dangers incident to a state of war, accidents, breakdowns, bad road conditions, storms, and other conditions beyond its control, and does not guarantee arrival or departure from any point at a specified time. The Carrier will endeavor to maintain the schedule in the charter order but the same is not guaranteed. If any of the above actions occur and make it, in the sole opinion of the Carrier, inadvisable to operate a vehicle either from the place of origin or any point en route, the Carrier shall not be liable therefore, or be caused to be held for damages for any reason whatsoever.

9. COMMISSION OR REFERRAL FEE: Carrier may pay a commission or referral fee to a travel agent or to a broker, tour operator who arranges for the provision of transportation by the carrier to a third party, so long as the commission or referral fee does not exceed 10% of the applicable rate or charge specified in this tariff.

10. CHILDREN-UNACCOMPANIED: No person under the age of 21 will be permitted to take part in service unless a parent/guardian, or other responsible adult over the age of 21 accompanies the minors. Minors over 15 will be permitted to take part in service (without adult supervision), if they can provide the Parent Consent Form signed by the parent or legal guardian. We define an adult as any person who is 21 years of age, or older who is responsible for the care and supervision of the child during the charter service.

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CHARTER BUSES SERVICES

1. Non-Equipment related rate for beverages and/or amenities (i.e. beverages, flowers, balloons, gifts, and etc.): \$30.00-per charter order plus cost of the items requested.
2. Parking and airport passenger charges: A fee of \$10.00 per vehicle will apply to all charter services where the carrier is required to pay an airport parking fee to the Clark County Department of Aviation, except for accounts that contract to receive 40 or more charter hours per month in which case the airport pickup charge of \$7.00 will apply.
3. Airport Meet and Greet Service: When a customer requests to have additional staff, other than a driver, to meet their group to direct and assist guests to their transportation this is considered to be Meet and Greet Service in which we will charge a fee of \$40 per hour for each person that they request to have us staff for them.
4. Airport Vehicle Search Fee: A fee of \$3.00 per vehicle per security check when applicable will apply to all charter services where the carrier is required to pay an airport vehicle search fee to the Clark County Department of Aviation.
5. Rate is exclusive of rates for accompanying staff (Interpreter services, VIP hosts, or concierge services)
6. Special Events are defined as High school proms, high school homecomings, NASCAR, NFR (National Finals Rodeo), and all events forecasted by the Las Vegas Convention and Visitors Authority with an estimated visitor count of 60,000 people or more.
8b. Federal holidays are all holidays recognized by the United States government.
7. Out of Town Charters (Charters operating outside of Clark County will be charged an additional \$35 per charter hour for (added mileage, fuel, and maintenance expenses).
8. Corporate Accounts: customers who have usage of (40) forty hours or more a month for the current and previous three calendar months.- Rates will be based on **.
9. Any toll charges, parking or other trip fees, and park entrance fees are the responsibility of the customer.
10. Maximum driving allowed by law is 10-hours per day. Therefore, any long distance trip over 5-hours driving one way, requires an overnight stay at turning point, making the trip two days. A Per Diem of \$175 will be charged in lieu of driver lodging and meal expenses.

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EARTH BUSES**CHARTER BUSES SERVICE TARIFF****FUEL SURCHARGE****Fuel Cost Price Adjustment (Surcharge)**

The following Fuel-Related Cost Price Adjustment (Surcharge) will apply on passenger transportation charges, as described below:

1. On the 25th day of each calendar month, the price per gallon of gasoline will be determined based on the price stated by the U.S. Department of Energy (DOE), Energy Information Administration's (EIA) survey on "Retail On-highway Gasoline Prices- West Coast Average". This price will be obtained by calling the DOE Fuel Hotline at (202) 586-6966 or via the DOE Internet web site at www.eia.doe.gov
2. If the 25th day of the calendar month is a Federal holiday, the price will be determined based on the stated DOE price available on the next subsequent business day.
3. The DOE fuel price obtained will then be indexed based on the fuel price adjustment factor matrix set forth in this item to determine the Fuel Cost Price Adjustment that will become applicable on the 1st day of the following month and will remain in effect through the last day of that calendar month.
4. The surcharge will be added on an hourly basis utilizing the matrix set forth below. The resulting charge is in addition to all other applicable transportation charges.

When the DOE Fuel Price Per Gallon reported on the 25th of the month is:	The Fuel Cost Adjustment Factor that becomes effective on the 1st day of the following month is:
\$1.75-\$2.24	\$7.00
\$2.25-\$2.74	\$8.00
\$2.75-\$3.24	\$9.00
\$3.25-\$3.74	\$10.00
\$3.75-\$4.24	\$11.00
\$4.25-\$4.74	\$12.00
\$4.75-\$5.24	\$13.00
\$5.25-\$5.74	\$14.00
\$5.75-	\$15.00

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